

Jul. 17. 2002

4:36PM

FRISHAUF & PARTNERS

No. 4261 P. 1/12

From: BARTH



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Washington, D.C. 20231
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Application Number	Filing Date	First Named Applicant	Atty. Docket No.
10/054,300	01/22/2002	Imanishi, Takeshi	01834CIP/HG

1933
FRISHAUF, HOLTZ, GOODMAN & CHICK, PC
767 THIRD AVENUE
25TH FLOOR
NEW YORK NY 10017-2023

Title: Novel bicyclonucleoside analogues

Date Mailed: 07/10/2002

Request for Substitute Papers

The papers filed on 04/11/02 (certificate of mailing dated 04/02/02) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated **703-746-9195**

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO strongly prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate OIPE, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

This letter is not a notice under 37 CFR 1.251. However, failure to timely replay to this notice within **two (2) weeks** of the date of receipt of this letter may result in the USPTO issuing a notice under 37 CFR 1.251. A copy of this notice should be included with the reply.

The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: RICHARD S. BARTH Registration No.: 28,180Signature:  Date: JULY 17, 2002


Encs.: (1) PRELIMINARY AMENDMENT dated April 2, 2002, including a MARKED-UP VERSION OF THE AMENDMENTS TO THE CLAIMS
(2) FILING MISSING DECLARATION UNDER 37 CFR 1.53(f) dated April 2, 2002, including POST-FILED CIP DECLARATION AND POWER OF ATTORNEY (3 sheets) and copy of NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

CERTIFICATE OF FACSIMILE
TRANSMISSION TO

NO. 703-746-9195

TOTAL PAGES: 12

I hereby certify this paper is
being facsimile transmitted to
the Commissioner for Patents
on the date noted below.



Attorney: Richard S. Barth

Dated: July 17, 2002

Attorney Docket: 01934CIP/HG

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Takeshi IMANISHI et al.

Serial No. : 10/054,300

Filed : January 22, 2002

For : NOVEL BICYCLONUCLEOSIDE
ANALOGUES

Art Unit : 1646

Examiner :

**FILING MISSING DECLARATION UNDER
37 CFR 1.53(f)**

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTENTION: BOX MISSING PARTS

S I R :

The NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING
DATE GRANTED dated March 25, 2002 (copy enclosed), specified that
the Oath or Declaration had been omitted and required that it be
filed within two months from March 25, 2002, the mailing date of
said NOTICE.

Enclosed herewith is the executed Declaration dated
February 21, 2002. Please enter it in the file of the above-
identified application.

CERTIFICATE OF MAILING

I hereby certify this
correspondence is being
deposited with the United
States Postal Service with
sufficient postage as First
Class mail in an envelope
addressed to: Assistant
Commissioner for Patents,
Washington, D.C. 20231 on the
date noted below.

Richard S. Barth
Attorney: Richard S. Barth

Dated: April 2, 2002

In the event that this Paper
is late filed, and the
necessary petition for
extension of time is not filed
concurrently herewith, please
consider this as a Petition
for the requisite extension of
time, and to the extent not
tendered by check attached
hereto, authorization to
charge the extension fee,
or any other fee required
in connection with this
Paper, to Account No. 06-1378.

Please apply the enclosed check in the amount of \$130.00 as the surcharge for filing the Declaration on a date later than the filing date of the application.

Respectfully submitted,



RICHARD S. BARTH
REG. NO. 28,180

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
767 THIRD AVENUE - 25TH FLOOR
NEW YORK, NEW YORK 10017-2023
Tel. No. (212) 319-4900
Fax No. (212) 319-5101

RSB/ddf

Enclosures: (1) Check for \$130.00
(2) Executed Post-Filed Declaration
and Power of Attorney, dated February 21, 2002
(3) Copy of PTO NOTICE dated March 25, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/054,300	01/22/2002	Takeshi Imanishi	01834CIP/HG

CONFIRMATION NO. 5360

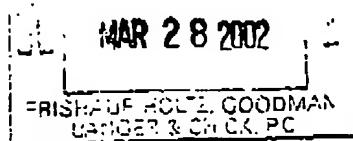
01933

FRISHAUF, HOLTZ, GOODMAN &
LANGER & CHICK, PC
767 THIRD AVENUE
25TH FLOOR
NEW YORK, NY 10017-2023

FORMALITIES LETTER



OC00000007706875



Date Mailed: 03/25/2002

Dec 11, May 25, 02

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

Jul. 17. 2002 4:39PM FRISHAUF & PARTNERS

No. 4261 PP. 12/12
From: BARTH

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at
patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Y.G.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY